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188

HANDLING INSTRUCTIONS RELEASED IN FULL

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ACTION IO-02

INFO	LOG-00	AF-01	AID-00	CIAE-00	SMEC-00	CIP-01	COME-00
	CTME-00	INL-01	OASY-00	DOEE-00	SRPP-00	EB-01	EUR-01
	OIGO-01	INLB-01	FRB-01	H-01	TEDE-00	INR-00	LAB-01
	L-01	ADS-00	M-00	NSAE-00	OIC-02	OMB-01	PA-02
	PM-00	PRS-01	P-01	SP-00	SSO-00	SS-00	STR-01
	TRSE-00	T-00	USIE-00	PMB-00	PRM-10	PRME-01	DRL-09
	G-00	/041W					

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FM USMISSION <<USUN>> NEW YORK
TO AMEMBASSY KINSHASA IMMEDIATE
AMEMBASSY KIGALI IMMEDIATE
SECSTATE WASHDC IMMEDIATE 6849
INFO JOINT STAFF WASHDC PRIORITY
SECDEF WASHDC PRIORITY
WHITEHOUSE WASHDC PRIORITY
<<RWANDA>> COLLECTIVE

UNCLAS SECTION 01 OF 03 <<USUN>> NEW YORK 003167

WHITEHOUSE PLEASE PASS TO NSC-RICE AND SHEEHAN;
SECDEF FOR OSD/ISA-GA;
JOINT STAFF FOR CHAIRMAN, DIR JS, J3, J5
GENEVA FOR RMA; ROME PASS FODAG

E.O.12356: N/A

TAGS: PREL, PREF, PHUM, MARR, KOMC, UNSC, UN, RW, CG
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SUBJECT: <<RWANDA>> -- SUSPENSION OF ARMS EMBARGO AGAINST
THE GOR.

REF: <<USUN>> 03130

1. SUMMARY -- ON AUGUST 16, THE SECURITY COUNCIL
UNANIMOUSLY ADOPTED RESOLUTION 1011, SUSPENDING THE ARMS
EMBARGO ON THE GOR. ITALY AND FRANCE CONTINUED TO

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UNITED STATES DEPARTMENT OF STATE
REVIEW AUTHORITY: JOHN L MILLS
DATE/CASE ID: 11 FEB 2004 200103014

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CAUTION THE SC OF THE DANGERS OF LIFTING THE EMBARGO AND ZAIRE EXPRESSED DISSATISFACTION WITH THE SUSPENSION. ZAIRE SAID IT MAY "DEROGATE" ITS INTERNATIONAL RESPONSIBILITY TO HELP REFUGEES IF IT SEES ITS NATIONAL SECURITY THREATENED. <<RWANDA>> SAID IT TAKES FULL RESPONSIBILITY FOR THE WORK THAT LIES AHEAD AND REASSURED THE SC OF ITS PEACEFUL INTENTIONS. END SUMMARY.

2. IN AN AUGUST 16 FORMAL MEETING, THE COUNCIL UNANIMOUSLY ADOPTED RESOLUTION S/1995/1011 SUSPENDING THE ARMS EMBARGO ON THE GOR FOR ONE YEAR. NOTE: JUST BEFORE ADOPTION, THERE WERE SEVERAL TECHNICAL CHANGES TO VERSION TRANSMITTED REFTEL AND FAXED TO IO/UNP ON AUGUST 16. IN PREAMBULAR PARA 10, "GOVERNMENT OF NATIONAL UNITY" CHANGED TO "GOVERNMENT OF <<RWANDA>>." IN OP PARA 8, "TO THE GOVERNMENT OF <<RWANDA>>" ADDED AFTER THE WORDS "ARMS AND RELATED MATERIEL." IN OP PARA 9, "AS SPECIFIED IN PARAGRAPH 7 ABOVE" CHANGED TO "AS SPECIFIED IN PARAGRAPH 7 AND 8 ABOVE." IN OP PARA 12, "PARAGRAPH 2" CHANGED TO "PARAGRAPH 7." OFFICIALLY ADOPTED VERSION FAXED TO IO/UNP AUGUST 17.

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3. ZAIRIAN REP KHABOUJI N'ZAJI, ADDRESSING THE SC BEFORE THE VOTE, ACKNOWLEDGED THAT THE FINAL TEXT OF THE RESOLUTION WAS AN IMPROVEMENT OVER THE PREVIOUS DRAFT, BUT STILL EXPRESSED DISSATISFACTION. THE SUSPENSION OF THE EMBARGO GIVES THE GOR, WHICH HAS MADE CLEAR ITS "BELLICOSE INTENTIONS" TO ATTACK REFUGEE CAMPS ACROSS THE BORDER IN ZAIRE, ACCESS TO MODERN WEAPONS. THE RESTRICTIONS IN THE RESOLUTION ARE NOT SUFFICIENT TO PREVENT MISUSE OF THE WEAPONS AND, AS A RESULT, THE RESOLUTION WILL NOT SERVE TO REDUCE POLITICAL TENSIONS IN THE REGION. IF ITS NATIONAL SECURITY IS THREATENED, THE GOZ HAS THE RIGHT TO "DEROGATE" FROM ITS INTERNATIONAL OBLIGATION TO ALLOW FREE ENTRY AND SAFE HARBOR TO REFUGEES. HE ADDED THAT <<RWANDA>> MUST ASSUME ITS OBLIGATIONS UNDER THE KINSASHA AGREEMENT TO BRING THE REFUGEES HOME. IF THE SITUATION DETERIORATES FURTHER, ZAIRE WILL HOLD KIGALI RESPONSIBLE.

4. NIGERIA, HONDURAS, ARGENTINA, ITALY, FRANCE, OMAN, AND INDONESIA GAVE CREDIT TO THE GOR FOR IMPROVEMENTS MADE IN THE PAST YEAR, YET EXPRESSED DISSATISFACTION

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OVER THE POOR CONDITIONS IN RWANDAN JAILS, THE INADEQUATE JUDICIAL SYSTEM (NOTABLY, THE SLOW APPOINTMENT OF JUDGES TO THE SUPREME COURT) AND THE TRICKLE OF REFUGEES RETURNING TO <<RWANDA>>. THEY URGED THE GOR TO CONTINUE AND REINVIGORATE EFFORTS TO RESOLVE THESE PROBLEMS.

5. THE REPS FROM BOTSWANA AND NIGERIA BOTH STATED THAT THE GOR HAD THE LEGITIMATE RIGHT TO SELF DEFENSE. SUSPENDING THE EMBARGO WILL DETER POTENTIAL "MILITARY

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ADVENTURISM".

6. THE CHINESE DELEGATION REPEATED ITS VIEW THAT THE SC DOESN'T PAY ENOUGH ATTENTION TO AFRICA AND REMINDED AFRICAN STATES THAT CHINA HAS ALWAYS BEEN CONCERNED WITH THEIR WELL BEING.

7. CZECH PERMREP KOVANDA SAW INTERNATIONAL HANDOUTS TO THE REFUGEES AS "DEMORALIZING" AND CHARACTERIZED SOME CAMP LEADERS AS "KHMER ROUGE LIKE."

8. ITALIAN PERMREP FULCI CONTINUED TO STRESS THAT POLITICAL AND DIPLOMATIC SOLUTIONS WERE THE ONLY SOLUTIONS. FULCI SAID THERE ARE ALREADY TOO MANY ARMS IN THE REGION AND CALLED FOR AN INTERNATIONAL CONFERENCE TO FIND A "GLOBAL SOLUTION" TO THE PROBLEM.

9. FRENCH DPR LADSOUS SAID THAT, ALTHOUGH HE VOTED IN FAVOR OF THE RESOLUTION, FRANCE DOUBTED THE WISDOM OF SUSPENDING THE EMBARGO. THE INFLUX OF ARMS INTO <<RWANDA>> MAY DISCOURAGE FURTHER REFUGEE REPATRIATION AND THEREFORE THE GOF FAVORED A MORE GRADUAL LIFTING. LADSOUS CALLED FOR RAPID COMMENCEMENT OF A REGIONAL CONFERENCE TO FIND A SOLUTION TO THE REGIONAL

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	G-00	/041W					

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SUBJECT: <<RWANDA>> -- SUSPENSION OF ARMS EMBARGO AGAINST
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INSTABILITY.

10. GERMAN REP HENZE DESCRIBED HIS COUNTRY'S SUPPORT
BASED MORE IN PRINCIPLE THAN ON GROUNDS OF
PRACTICALITY. HENZE CALLED FOR MONITORING OF AIRPORTS,
PARTICULARLY THOSE IN EAST ZAIRE AND OFFERED GERMANY'S
ASSISTANCE IN ALLEVIATING THE RWANDAN PRISON SITUATION.

11. UK PERMREP WESTON CALLED THE DRAFT "SENSIBLE AND
WELL BALANCED" AND CALLED ON ALL COUNTRIES TO COOPERATE
WITH UN EFFORTS TO MONITOR THE EMBARGO. WESTON AGREED
WITH OTHER MEMBERS THAT A REGIONAL CONFERENCE IS
IMPORTANT.

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12. RWANDAN PERMREP BAKURAMUTSA ASKED FOR UN OFFICIALS IN ZAIRE TO ASSIST <<RWANDA>> IN ENCOURAGING THE REFUGEES TO RETURN AND ASKED FOR THE ARREST OF THOSE GUILTY OF GENOCIDE. HE ACCUSED "SOME IN THE GREAT LAKES" OF USING THE REFUGEE SITUATION FOR THEIR OWN GAIN. BAKURAMUTSA ASSERTED THAT SOME COUNTRIES, PARTICULARLY FRANCE AND BELGIUM, HAVE MAJOR HISTORICAL RESPONSIBILITIES TO <<RWANDA>>, BUT THAT DOES NOT AUTHORIZE THEM TO ACT AS <<RWANDA>>'S SPOKESMAN. BAKURAMUTSA SAID <<RWANDA>> TAKES FULL RESPONSIBILITY FOR THE LACK OF PROGRESS IN CERTAIN AREAS AND WILL WORK HARD AT CONTINUING THE PROCESS OF NATIONAL RECONCILIATION. BAKURAMUTSA ASSURED THE SC THAT <<RWANDA>> SOUGHT THIS RESOLUTION AS A MATTER OF PRINCIPLE AND HAS NO DESIRE OR INTENTION TO START HOSTILITIES. IF ANYONE

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DOUBTS <<RWANDA>>'S INTENTION, HE CONTINUED, THEY ARE
INVITED TO VISIT <<RWANDA>> PERSONALLY.

13. BEGIN AMB INDERFURTH'S EOY:

(1) MR. PRESIDENT, THE UNITED STATES HAS JUST CAST ITS VOTE IN FAVOR OF A RESOLUTION WHICH REMOVES THE ARMS EMBARGO PLACED UPON THE PREVIOUS GOVERNMENT OF <<RWANDA>>. THE CURRENT GOVERNMENT OF <<RWANDA>> HAS BEEN SEEKING THIS CHANGE FOR A NUMBER OF MONTHS, AND WE HAVE SUPPORTED THEIR REQUEST FROM THE BEGINNING. THE GOVERNMENT OF <<RWANDA>> FACES A THREAT FROM EXTREMISTS IN THE MILITIAS AND FORMER ARMY, WHO WILL CONTINUE TO BE RESTRICTED FROM BUYING ARMS. WITH THE ADOPTION OF THIS RESOLUTION, THE GOVERNMENT OF <<RWANDA>> WILL BE BETTER ABLE TO DETER VIOLENT ACTION BY THESE GROUPS OR, IF NECESSARY, DEFEND THE NEW RWANDAN SOCIETY IT IS TRYING TO BUILD. THE GOVERNMENT OF <<RWANDA>> HAS AGREED TO CERTAIN CONDITIONS, SUCH AS REPORTING THEIR PURCHASES TO THE COUNCIL, IN ORDER TO ASSUAGE THE CONCERNS OF COUNCIL MEMBERS AND NEIGHBORING STATES. WE APPRECIATE THE FLEXIBILITY SHOWN BY THE GOVERNMENT OF <<RWANDA>> ON THESE ISSUES. WE FULLY SUPPORT THEIR RIGHT OF SELF-DEFENSE, BUT UNDERLINE THAT AN UNWARRANTED STOCKPILING OF ARMS SHOULD NOT TAKE PLACE.

(2) THIS STEP, HOWEVER, GOES ONLY PART OF THE WAY TOWARDS NORMALIZING THE SITUATION IN <<RWANDA>>. THE PROMPT SUBMISSION BY THE SECRETARY-GENERAL OF RECOMMENDATIONS FOR A COMMISSION OF INQUIRY INTO ALLEGATIONS OF ARMS FLOWS TO FORMER RWANDAN ARMED FORCES, AND THE SPEEDY

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ESTABLISHMENT OF SUCH A COMMISSION ARE ALSO NECESSARY
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FOR THE REDUCTION OF TENSION AND THE CREATION OF A
CLIMATE OF TRUST.

(3) TODAY'S RESOLUTION UNDERLINES THE EXPECTATION THAT
THE GOVERNMENT OF <<RWANDA>> WILL SHOULDER ALL THE
RESPONSIBILITIES OF AN EFFECTIVE GOVERNMENT, INCLUDING
CREATING THE CONDITIONS OF TRUST AND CONFIDENCE WHICH
ARE NECESSARY FOR THE SAFE AND VOLUNTARY RETURN OF
REFUGEES.

(4) ONE KEY ELEMENT IN CREATING SUCH A CLIMATE OF TRUST
IS AN IMMEDIATE IMPROVEMENT IN THE OVERCROWDED
CONDITIONS OF RWANDAN PRISONS. THE UNITED STATES IS
GRAVELY CONCERNED ABOUT THE HUMANITARIAN CRISIS CAUSED
BY THE DETENTION OF MORE THAN 50,000 PRISONERS. WE
BELIEVE THE GOVERNMENT OF <<RWANDA>> SHOULD TAKE MEASURES AS
SOON AS POSSIBLE TO REDUCE THE PRISON POPULATION THROUGH
THE RELEASE OF YOUNG AND ELDERLY PRISONERS WHEREVER
POSSIBLE, TO REACH AGREEMENT WITH INTERNATIONAL
UMANITARIAN ORGANIZATIONS ON STEPS TO ALLEVIATE THE
OVERCROWDING, TO REDUCE THE NUMBER OF ARRESTS TO THE
ABSOLUTE MINIMUM, AND TO TAKE STEPS TO ESTABLISH A
FUNCTIONING JUDICIARY IN <<RWANDA>>, BEGINNING WITH NAMING A
NEW SUPREME COURT.

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THE GOR.

(5) MR. PRESIDENT, THE COUNCIL'S ACTION TODAY TAKES ONE
STEP TOWARDS ADDRESSING THE PROBLEMS OF THE REGION. WE
TRUST THAT THE SECRETARY-GENERAL AND THE GOVERNMENTS OF
<<RWANDA>> AND ITS NEIGHBORS WILL ALSO TAKE STEPS WHICH ARE
NECESSARY FOR IMPROVING THE SITUATION. THE COUNCIL, FOR
ITS PART, WILL SURELY BE TAKING FURTHER ACTIONS TO
ADDRESS THE MULTI-FACETED SITUATION IN CENTRAL AFRICA.
END EOY.

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